

BUSINESS REPORT

**MONTANA SENATE
61st LEGISLATURE - REGULAR SESSION**

SENATE JUDICIARY COMMITTEE

Date: Monday, April 6, 2009
Place: Capitol

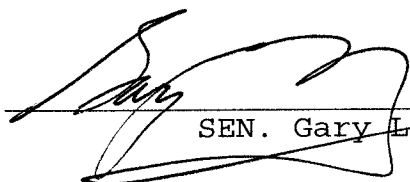
Time: 3:00 pm
Room: 303

BILLS and RESOLUTIONS HEARD:

EXECUTIVE ACTION TAKEN:

HB 634-Be Concurred in As Amended
HB 130-Be Concurred In
HB 131-Be Concurred In
HB 132-Be Concurred In

COMMENTS:



SEN. Gary L. Perry, Chairman

MONTANA STATE SENATE
Roll Call
JUDICIARY COMMITTEE

DATE: 4/6/29

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
SENATOR GARY PERRY, CHAIRMAN	/	
SENATOR JIM SHOCKLEY, VICE CHAIRMAN	/	
SENATOR AUBYN CURTISS	/	
SENATOR JOHN ESP	0	/
SENATOR GREG HINKLE	/	
SENATOR LARRY JENT	/	
SENATOR CAROL JUNEAU	/	
SENATOR CLIFF LARSEN	00	/
SENATOR JESSE LASLOVICH	/	
SENATOR DANIEL MCGEE	/	
SENATOR LYNDA MOSS	/	
SENATOR TERRY MURPHY	/	



SENATE STANDING COMMITTEE REPORT

April 6, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 634** (third reading copy -- blue) be concurred in as amended.

Signed: _____

Senator Gary L. Perry, Chair

To be carried by Senator Jim Shockley

And, that such amendments read:

1. Page 1, line 18.

Following: "chapter 21."

Insert: "A county may choose to not use the services."

2. Page 2, line 12.

Following: "section"

Insert: "or if a county chooses to not use the service"

- END -

Committee Vote:

Yes 11, No 1

Fiscal Note Required ☐

HB0634001SC00415.sdr

OK



SENATE STANDING COMMITTEE REPORT

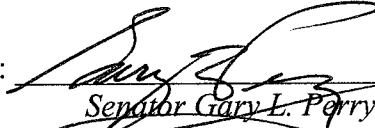
April 6, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 130** (third reading copy -- blue) **be concurred in.**

Signed:


Senator Gary L. Perry, Chair

To be carried by Senator Jesse Laslovich

- END -

Committee Vote:

Yes 9, No 3

Fiscal Note Required ☐

HB0130001SC01328.sdr

DR



SENATE STANDING COMMITTEE REPORT

April 6, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 131** (third reading copy -- blue) **be concurred in.**

Signed: _____

Senator Gary L. Perry, Chair

To be carried by Senator Jim Shockley

- END -

Committee Vote:

Yes 11, No 1

Fiscal Note Required ☐

HB0131001SC00415.sdr

DR



SENATE STANDING COMMITTEE REPORT

April 6, 2009

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Mr. President:

We, your committee on **Judiciary** recommend that **House Bill 132** (third reading copy -- blue) **be concurred in.**

Signed: _____

Senator Gary L. Perry, Chair

To be carried by Senator Larry Jent

- END -

Committee Vote:

Yes 9, No 3

Fiscal Note Required ☐

HB0132001SC01432.sdr

DR

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/09 BILL NO H8634 MOTION NO. 2
 MOTION: _____

amendment 634.01

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>If Proxy Vote, check here & include signed Proxy Form with minutes</u>
SENATOR DANIEL MCGEE	—		
SENATOR JESSE LASLOVICH	—		
SENATOR AUBYN CURTISS	—		
SENATOR LARRY JENT	—		
SENATOR TERRY MURPHY	—		
SENATOR LYNDA MOSS	—		
SENATOR JOHN ESP		—	—
SENATOR CLIFF LARSEN	—		—
SENATOR CAROL JUNEAU	—		
SENATOR GREG HINKLE	—		
SENATOR JIM SHOCKLEY, VICE CHAIR	—		
SENATOR GARY PERRY, CHAIRMAN	—		

11/1

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/09 BILL NO HB634 MOTION NO 3
MOTION: _____

amendment 634.02

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE		<input checked="" type="checkbox"/>	
SENATOR JESSE LASLOVICH		<input checked="" type="checkbox"/>	
SENATOR AUBYN CURTISS		<input checked="" type="checkbox"/>	
SENATOR LARRY JENT		<input checked="" type="checkbox"/>	
SENATOR TERRY MURPHY		<input checked="" type="checkbox"/>	
SENATOR LYNDA MOSS		<input checked="" type="checkbox"/>	
SENATOR JOHN ESP		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
SENATOR CLIFF LARSEN		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
SENATOR CAROL JUNEAU	<input checked="" type="checkbox"/>		
SENATOR GREG HINKLE		<input checked="" type="checkbox"/>	
SENATOR JIM SHOCKLEY, VICE CHAIR	<input checked="" type="checkbox"/>		
SENATOR GARY PERRY, CHAIRMAN	<input checked="" type="checkbox"/>		

3/9

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/09 BILL NO. H6634 MOTION NO. 4
MOTION: _____

Concurred In & Amended

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	—		
SENATOR JESSE LASLOVICH	—		
SENATOR AUBYN CURTISS	—		
SENATOR LARRY JENT	—		
SENATOR TERRY MURPHY	—		
SENATOR LYNDA MOSS	—		
SENATOR JOHN ESP		—	—
SENATOR CLIFF LARSEN	—		ⓧ
SENATOR CAROL JUNEAU	—		
SENATOR GREG HINKLE	—		
SENATOR JIM SHOCKLEY, VICE CHAIR	—		
SENATOR GARY PERRY, CHAIRMAN	—		

11/1

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/07 BILL NO HB130 MOTION NO. 1
 MOTION: _____

Be Concurred In

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	—		
SENATOR JESSE LASLOVICH	—		
SENATOR AUBYN CURTISS	—		
SENATOR LARRY JENT	—		
SENATOR TERRY MURPHY	—		
SENATOR LYNDA MOSS	—		
SENATOR JOHN ESP		—	—
SENATOR CLIFF LARSEN	—		
SENATOR CAROL JUNEAU	—		
SENATOR GREG HINKLE	—		
SENATOR JIM SHOCKLEY, VICE CHAIR		—	
SENATOR GARY PERRY, CHAIRMAN		—	

9/3

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/07 BILL NO HB31 MOTION NO.
MOTION:

Concurred In

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	<u> </u>		
SENATOR JESSE LASLOVICH	<u> </u>		
SENATOR AUBYN CURTISS	<u> </u>		
SENATOR LARRY JENT	<u> </u>		
SENATOR TERRY MURPHY	<u> </u>		
SENATOR LYNDIA MOSS	<u> </u>		
SENATOR JOHN ESP		<u> </u>	<u> </u>
SENATOR CLIFF LARSEN	<u> </u>		
SENATOR CAROL JUNEAU	<u> </u>		<u> </u>
SENATOR GREG HINKLE	<u> </u>		
SENATOR JIM SHOCKLEY, VICE CHAIR	<u> </u>		
SENATOR GARY PERRY, CHAIRMAN	<u> </u>		

11/1

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/09 BILL NO HB 132 MOTION NO. 2
 MOTION: _____

Recommended - "Sensit"

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE		/	
SENATOR JESSE LASLOVICH		/	
SENATOR AUBYN CURTISS		/	
SENATOR LARRY JENT		/	
SENATOR TERRY MURPHY		/	
SENATOR LYNDA MOSS		/	/
SENATOR JOHN ESP		/	/
SENATOR CLIFF LARSEN		/	
SENATOR CAROL JUNEAU		/	/
SENATOR GREG HINKLE		/	
SENATOR JIM SHOCKLEY, VICE CHAIR	—		
SENATOR GARY PERRY, CHAIRMAN	—		

2/10

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/1/09 BILL NO HB132 MOTION NO. 1
MOTION: _____

Be Concurred On

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	<u>—</u>		
SENATOR JESSE LASLOVICH	<u>—</u>		
SENATOR AUBYN CURTISS	<u>—</u>		
SENATOR LARRY JENT	<u>—</u>		
SENATOR TERRY MURPHY	<u>—</u>		
SENATOR LYNDIA MOSS	<u>—</u>		<u>—</u>
SENATOR JOHN ESP		<u>—</u>	<u>—</u>
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR CAROL JUNEAU	<u>—</u>		<u>—</u>
SENATOR GREG HINKLE	<u>—</u>		
SENATOR JIM SHOCKLEY, VICE CHAIR		<u>—</u>	
SENATOR GARY PERRY, CHAIRMAN		<u>—</u>	

9/3

MONTANA STATE SENATE
Roll Call Vote
JUDICIARY COMMITTEE

DATE 4/6/09 BILL NO. MOTION NO. 1
 MOTION: Request for Public Defender

Present: Voting

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
SENATOR DANIEL MCGEE	<u>—</u>		
SENATOR JESSE LASLOVICH	<u>—</u>		
SENATOR AUBYN CURTISS	<u>—</u>		
SENATOR LARRY JENT	<u>—</u>		
SENATOR TERRY MURPHY	<u>—</u>	<u>—</u>	
SENATOR LYNDA MOSS		<u>—</u>	
SENATOR JOHN ESP		<u>—</u>	
SENATOR CLIFF LARSEN	<u>—</u>		
SENATOR CAROL JUNEAU		<u>—</u>	
SENATOR GREG HINKLE	<u>—</u>		
SENATOR JIM SHOCKLEY, VICE CHAIR	<u>—</u>		
SENATOR GARY PERRY, CHAIRMAN	<u>—</u>		

8/1

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Judiciary Committee
because of other commitments. I desire to leave my proxy vote with:

Senator Perry

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE

NO

BILL/AMENDMENT

AYE

NO

3/31/09	HB 536 concus	✓	
	as amended		
4/6/09	HB 634 amend		✓
	063402000		
	HB 634 amend		✓
	063401. avl		
	HB 634 amend		✓
	063402. avl		
	HB 634 concus		✓
	as amended		
	HB 130 concus		✓
	HB 131 concus		✓
	HB 132 concus		
	HB 132 concus		✓

amended

HB 132 concus		✓

Sen. _____

(Signature)

Date 1-5-09

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Judiciary Committee
because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

2/16/09	SB 364 TABLE	✓	
	SB 400 DO PASS	✓	
3/26/09	HB 477 concurs	✓	
3/31/09	SR 24 do-pass.	✓	
4/6/09	HB 132 concep.		✓
	amend		
	HB 132 concurs	✓	

BILL/AMENDMENT AYE NO

Sen. Lipkade Mr
(Signature)

Date 1-5-09

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Judiciary Committee
because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT

AYE NO

BILL/AMENDMENT

AYE NO

3/3/09 HB 121	X	
3/26/09 HB 477 concus	✓	
4/6/09 HB 131 concus	✓	
HB 132 concus		
HB 132 concep.		✓
amend		
HB 132 concus	✓	

Sen. _____

(Signature)

Date 2/20/09

AUTHORIZED SENATE COMMITTEE PROXY

I request to be excused from Judiciary Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT AYE NO

1/16/09	SB 169 Dotass	✓	
	SB 160 Dotass	✓	
	SB 96 cement	✓	
	SB 96 Dotass (amend)	✓	
	SB 182	✓	
3/4/09	HB 205 BeCorried In	✓	
	3/16/09 —		
	HB 372 Leoncu	✓	
	HB 102		
4/6/09	HB 634 amend	⊗	
	063402. avl		
	HB 634 amend	✓	

BILL/AMENDMENT AYE NO

063401. avl		
HB 634 amend		
063402. avl		✓

Sen. _____

(Signature)

Date 1-5-09